

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor : ANDERSON, D.M. et al.  
Serial No. : 10/788,413  
Filing Date : March 1, 2004  
For : TREATMENT USING DANTROLENE  
Examiner : WANG, Shengjun  
Art Unit : 1617

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

November 24, 2009

Sir:

Pursuant to M.P.E.P. §609 and 37 C.F.R. §§1.56, 1.97-1.99, Applicants submit herewith Form PTO/SB/08 or substitute therefor, listing additional references of which Applicants have become aware for the present application.

A copy of each of the non-patent literature documents listed in the accompanying form PTO/SB/08 or substitute therefor is being concurrently provided.

This submission does not represent that a search has been made or that no better art exists. While the term "references" is used in citing the documents called to the Examiner's attention herein, Applicants do not make any admission that each or all of them are "prior art" references within the meaning of the statutory and case law.

Applicants reserve the right to contend, where appropriate, that a reference asserted against any claim of the present application is not prior art under the facts and the law.

Applicants also reserve the right to present appropriate arguments and/or evidence to establish patentability over the references, should one or more of the references be applied against the claims of the present application.

Applicants request that the Examiner independently determine those items which the Examiner would consider the most pertinent of all the references cited herein.

This Information Disclosure Statement is filed before the mailing of any of a final action under §1.113, a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application. The fee set forth in 37 C.F.R. 1.17(p) is being paid concurrently herewith. Any deficiency or overpayment should be charged or credited to Deposit Account No. 02-2275. Accordingly, this document complies with the requirements of 37 C.F.R. Section 1.97(c). It is respectfully requested that the references cited in the accompanying Form PTO/SB/08 or substitute therefor be considered and made of record.

Respectfully submitted,

**LUCAS & MERCANTI, LLP**

Dated: November 24, 2009

By: /Michael N. Mercanti/ Reg. No. 33,966

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